

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION ONE

STATE OF WASHINGTON,

Respondent,

vs.

ATIF RAFAY,

Appellant.

No. 55217-1-I

STATEMENT OF  
ADDITIONAL  
AUTHORITY

REC'D  
JUN 09 2011  
King County Prosecutor  
Appellate Unit

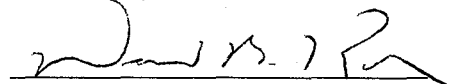
Pursuant to RAP 10.8, appellant cites to the following additional authority  
regarding prosecutorial misconduct:

State v. Monday, \_\_\_ Wn.2d \_\_\_, Slip opinion (June 9, 2011) (reversing  
first degree murder conviction based on Prosecutor James Konat's  
improper comments on credibility and his subtle and not-so-subtle racially  
charged statements and arguments).

DATED this 9<sup>th</sup> day of June, 2011.

Respectfully submitted,

NIELSEN, BROMAN & KOCH



DAVID B. KOCH, WSBA No. 23789

Office ID No. 91051

Attorneys for Appellant

Rec'd  
COA  
6-9-11  
KW

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**DECLARATION OF SERVICE**

I, PATRICK MAYOVSKY, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOLLOWING IS TRUE AND CORRECT:

THAT ON THE 9<sup>TH</sup> DAY OF JUNE 2011, I CAUSED A TRUE AND CORRECT COPY OF THE **STATEMENT OF ADDITIONAL AUTHORITY** TO BE SERVED ON THE PARTY / PARTIES DESIGNATED BELOW BY DEPOSITING SAID DOCUMENT IN THE UNITED STATES MAIL.

[X] ELAINE WINTERS  
WASHINGTON APPELLATE PROJECT  
1511 3<sup>RD</sup> AVENUE  
SUITE 701  
SEATTLE, WA 98101

**SIGNED** IN SEATTLE WASHINGTON, THIS 9<sup>TH</sup> DAY OF JUNE 2011.

x Patrick Mayovsky

FILED  
COURT OF APPEALS  
2011 JUN -9 PM 4:12